

PTO/SB/24 (08-04)

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<b>EXPRESS ABANDONMENT UNDER 37 CFR 1.138</b>  Fax directly to the Pre-Grant Publication Division at (703) 305-6568, or mail to: MS Express Abandonment Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450	Application Number	09/869,850-Conf. #5908
	Filing Date	October 15, 2001
	First Named Inventor	Per Sjoberg
	Art Unit	1754
	Examiner Name	W. A. Langel
	Attorney Docket Number	20459-00346-US

Please check only one of boxes 1 or 2 below:

(If no box is checked, this paper will be treated as a request for express abandonment as of the filing date of this paper.)

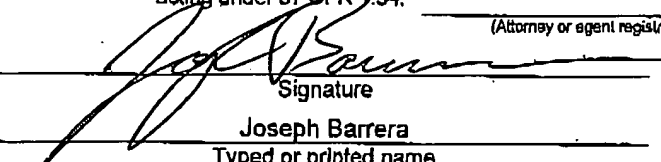
1. ☒ **Express Abandonment**  
I request that the above-identified application be expressly abandoned as of the filing date of this paper.
2. ☐ **Express Abandonment in Favor of a Continuing Application**  
I request that the above-identified application be expressly abandoned as of the filing date accorded the continuing application filed previously or herewith.

**NOTE:** A paper requesting express abandonment of an application is not effective unless and until an appropriate USPTO official recognizes and acts on the paper. See the Manual of Patent Examining Procedure (MPEP), section 711.01.

**TO AVOID PUBLICATION, PLEASE USE FORM PTO/SB/24A INSTEAD OF THIS FORM.**

- I am the:
- ☐ applicant.
  - ☐ assignee of record of the entire interest. See 37 CFR 3.71.  
Statement under 37 CFR 3.73(b) is enclosed. (Form PTO/SB/96)
  - ☒ attorney or agent of record. Registration Number 44,522
  - ☐ attorney or agent acting under 37 CFR 1.34 (may act under 37 CFR 1.34 only if box 2 above, stating that the application is expressly abandoned in favor of a continuing application, is checked). Attorney or agent registration number if acting under 37 CFR 1.34, \_\_\_\_\_

(Attorney or agent registration number)

  
 Signature \_\_\_\_\_ Date August 15, 2005  
 Joseph Barrera  
 Typed or printed name \_\_\_\_\_ Telephone Number (202) 331-7111

Note: Signatures of all the inventors or assignees of record of the entire interest or their representative(s) are required. Submit multiple forms if more than one signature is required, see below.

☐ Total of 1 forms are submitted.

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<b>PETITION FEE</b> <b>Under 37 CFR 1.17(f), (g) &amp; (h)</b> <b>TRANSMITTAL</b> (Fees are subject to annual revision)  Send completed form to: MS Express Abandonment Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450	Application Number	09/869,650-Conf. #5908
	Filing Date	October 15, 2001
	First Named Inventor	Per Sjoberg
	Art Unit	1754
	Examiner Name	W. A. Langel
	Attorney Docket Number	20459-00346-US

Enclosed is a petition filed under 37 CFR 1.136(c) that requires a processing fee (37 CFR 1.17(f), (g), or (h)). Payment of \$ 130.00 is enclosed.

This form should be included with the above-mentioned petition and faxed or mailed to the Office using the appropriate Mail Stop (e.g., Mail Stop Patent), if applicable. For transmittal of processing fees under 37 CFR 1.17(i), see form PTO/SB/17i.

**Payment of Fees** (small entity amounts are NOT available for the petition fees).

☒ The Commissioner is hereby authorized to charge the following fees to Deposit Account No. 22-0185 :

☒ Petition fee under 37 CFR 1.17(f), (g) or (h) ☒ Any deficiency of fees and credit of any overpayments

Enclose a duplicative copy of this form for fee processing.

☐ Check in the amount of \$ \_\_\_\_\_ is enclosed.

☐ Payment by credit card (Form PTO-2038 or equivalent enclosed). Do not provide credit card information on this form.

**Petition Fees under 37 CFR 1.17(f): Fee \$400 Fee Code 1462**

For petitions filed under:

§ 1.53(e) - to accord a filing date.

§ 1.57(a) - to accord a filing date.

§ 1.182 - for decision on a question not specifically provided for.

§ 1.183 - to suspend the rules.

§ 1.378(e) - for reconsideration of decision on petition refusing to accept delayed payment of maintenance fee in an expired patent.

§ 1.741(b) - to accord a filing date to an application under § 1.740 for extension of a patent term.

**Petition Fees under 37 CFR 1.17(g): Fee \$200 Fee Code 1463**

For petitions filed under:

§ 1.12 - for access to an assignment record.

§ 1.14 - for access to an application.

§ 1.47 - for filing by other than all the inventors or a person not the inventor.

§ 1.59 - for expungement of information.

§ 1.103(a) - to suspend action in an application.

§ 1.136(b) - for review of a request for extension of time when the provisions of section 1.136(a) are not available.

§ 1.296 - for review of refusal to publish a statutory invention registration.

§ 1.296 - to withdraw a request for publication of a statutory invention registration filed on or after the date the notice of intent to publish issued.

§ 1.377 - for review of decision refusing to accept and record payment of a maintenance fee filed prior to expiration of a patent.

§ 1.550(c) - for patent owner requests for extension of time in *ex parte* reexamination proceedings.

§ 1.958 - for patent owner requests for extension of time in *inter partes* reexamination proceedings.

§ 5.12 - for expedited handling of a foreign filing license.

§ 5.15 - for changing the scope of a license.

§ 5.25 - for retroactive license.

**Petition Fees under 37 CFR 1.17(h): Fee \$130 Fee Code 1464**

For petitions filed under:

§ 1.19(g) - to request documents in a form other than that provided in this part.

§ 1.84 - for accepting color drawings or photographs.

§ 1.91 - for entry of a model or exhibit.

§ 1.102(d) - to make an application special.

§ 1.138(c) - to expressly abandon an application to avoid publication.

§ 1.313 - to withdraw an application from issue.

§ 1.314 - to defer issuance of a patent.



Signature

August 15, 2005

Date

Joseph Barrera

Typed or printed name

44,522

Registration No., if applicable

**FAX TRANSMISSION****DATE:** August 15, 2005**PTO IDENTIFIER:** Application Number 09/869,650-Conf. #5908  
Patent Number**Inventor:** Per Sjoberg**MESSAGE TO:** Pre-Grant Publication Division**FAX NUMBER:** (703) 305-8568**FROM:** CONNOLLY BOVE LODGE & HUTZ LLP

Joseph Barrera

**PHONE:** (202) 331-7111**Attorney Dkt. #:** 20459-00346-US**PAGES (Including Cover Sheet):** 4**CONTENTS:** Express Abandonment Under 37 CFR 1.138 (1 page)  
Petition Fee (1 page)  
Certificate of Transmission (1 page)\$130<sup>00</sup> / 22-0185

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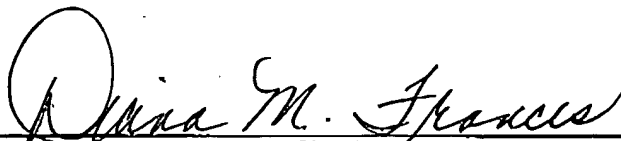
Application No. (if known): 09/869,650

Attorney Docket No.: 20459-00346-US

## Certificate of Transmission under 37 CFR 1.8

I hereby certify that this correspondence is being facsimile transmitted to the United States Patent and Trademark Office.

on August 15, 2005  
Date

  
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Signature

Diana M. Francis

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\_\_\_\_\_  
Registration Number, if applicable

(202) 331-7111

\_\_\_\_\_  
Telephone Number

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Petition Fee (1 page)  
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